



FCTC

WHO FRAMEWORK CONVENTION
ON TOBACCO CONTROL

**Meeting of the Parties to the
Protocol to Eliminate Illicit Trade
in Tobacco Products**

First session
Geneva, Switzerland, 8–10 October 2018
Provisional agenda item 1.1

**FCTC/MOP/1/1
5 September 2018**

Rules of Procedure and Financial rules

Report by the Convention Secretariat

Purpose of the document

This report presents the Rules of Procedure and financial rules of Conference of the Parties to the WHO Framework Convention on Tobacco Control for consideration and confirmation of its applicability by the Meeting of the Parties (MOP) to the Protocol to Eliminate Illicit Trade in Tobacco Products.

Action by the Meeting of the Parties

The MOP is invited to provide further guidance and consider adopting the annexed draft decision.

Contribute to the Sustainable Development Goals (SDGs), if applicable: N/A

Link to the workplan and budget item: 2018–2019: 2.1(a), 2.1(b) and 2020–2021: 2.1(a), 2.1(b)

Additional financial implications if not included in the workplan and budget:

Author team(s): Legal Trade and Protocol Team

Related document(s): FCTC/MOP/1/1/Annex

BACKGROUND

Rules of Procedure of the Meeting of the Parties

1. Article 33.4 of the Protocol to Eliminate Illicit Trade in Tobacco Products (Protocol) states that the Rules of Procedure (ROP) and the financial rules of the Conference of the Parties (COP) to the WHO Framework Convention on Tobacco Control (WHO FCTC) shall apply, *mutatis mutandis*, to the Meeting of the Parties (MOP) to the Protocol, unless the MOP decides otherwise.
2. Therefore, *prima facie*, the MOP is governed by the ROP adopted at First session of the Conference of the Parties and amended both at the Sixth session of the Conference of the Parties¹ and the Seventh session of the Conference of the Parties.² The ROP can be found on the WHO FCTC website.³
3. In compliance with Decision FCTC/COP7(6), informal consultations of the Parties to the Protocol were held on 16–17 July 2018. As a result, it became evident the Parties are prepared to endorse action to develop an updated ROP that would take into account the specificities of the Protocol and the MOP. As a result, the Convention Secretariat has examined the COP ROP and identified rules that would require amendment, both in substance and form. The proposed amended ROP for the MOP is submitted for the consideration of the Parties as an annex to this document.

Financial rules of the Meeting of the Parties

4. Concerning the financial rules of the MOP, the Convention Secretariat suggests, based on experience of best practice models, to adopt the Financial Regulations and Financial Rules of the World Health Organization as the financial rules for the MOP.⁴

ACTION BY THE MEETING OF THE PARTIES

5. The MOP is invited to provide further guidance and consider adopting the annexed draft decision.

¹ See decision FCTC/COP/6(24)

² See document FCTC/COP/7/31

³ See: <http://www.who.int/fctc/cop/who-fctc-rop-2017-en.pdf?ua=1>

⁴ See: <http://apps.who.int/gb/bd/>

Annex: Draft decision

Adoption of the Rules of Procedure and Financial rules of MOP

The Meeting of the Parties (MOP),

Taking into account Article 33.4 of the Protocol to Eliminate Illicit Trade in Tobacco Products (Protocol), which states that the Rules of Procedure (ROP) and the financial rules of the Conference of the Parties (COP) to the WHO Framework Convention on Tobacco Control shall apply, *mutatis mutandis*, to the Meeting of the Parties (MOP) to the Protocol unless the MOP decides otherwise,

Recalling that the ROP had been adopted by the COP at its first session held in 2006 and amended respectively during its sixth session held in 2014 and its seventh session held in 2016,

Considering that the Financial Regulations and Financial Rules of the World Health Organization had been adopted by COP at its first session to serve as the Financial Regulations and Rules of the COP,

Having considered the proposals contained in documents FCTC/MOP/1/1 and

FCTC/MOP/1/1/Annex;

1. ADOPTS the Rules of Procedure set out in document FCTC/MOP/1/1/Annex ;
2. DECIDES to use the Financial Regulations and Financial Rules of the World Health Organization as the financial rules referred in Article 33.4 of the Protocol.

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